

AMENDMENT UNDER 37 C.F.R. § 1.116
U.S. APPLICATION NO. 09/840,046
ATTORNEY DOCKET NO. Q63899

REMARKS

Claims 1-12 have been examined on their merits.

The Patent Office objects to claims 5, 7 and 11 as being dependent upon a rejected base claim. Applicant thanks the Patent Office for indicating that claims 5, 7 and 11 would be allowed if rewritten in independent form.

Applicant herein cancels claims 5, 7 and 11 without prejudice and/or disclaimer. The recitations of cancelled claim 5 have been incorporated into independent claim 2, the recitations of cancelled claim 7 have been incorporated into independent claim 1, and the recitations of claim 8 have been incorporated into independent claim 8.

Claims 1-4, 6, 8-10 and 12 are all the claims presently pending in the application.

1. Claims 1-4, 6, 8-10 and 12 stand rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Moroney *et al.* (U.S. Patent No. 5,045,067) in view of Applicant's Admitted Prior Art (AAPA). Applicant traverses the § 103(a) rejection of claims 1-4, 6, 8-10 and 12 for at least the reasons discussed below.

The recitations of cancelled dependent claim 7 have been incorporated into independent claim 1, which the Patent Office has indicated would be allowable. Applicant respectfully requests that the Patent Office reconsider and withdraw the § 103(a) rejection of claim 1.

The recitations of cancelled dependent claim 5 have been incorporated into independent claim 5. Although Applicant did not incorporate dependent claims 3 and 4 into claim 2, Applicant submits that claim 2 is allowable for at least reasons analogous to claim 1, in that the

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combination of Moroney *et al.* and AAPA fails to teach or suggest at least the selection means as recited in claim 2. Therefore, Applicant submits that claim 2 is allowable, and further submits that claims 3, 4 and 6 are allowable as well, at least by virtue of their dependency from claim 2. Applicant respectfully requests that the Patent Office reconsider and withdraw the § 103(a) rejection of claims 2-4 and 6.

The recitations of cancelled dependent claim 11 have been incorporated into independent claim 8. Although Applicant did not incorporate dependent claims 9 and 10 into claim 8, Applicant submits that claim 8 is allowable for at least reasons analogous to claim 1, in that the combination of Moroney *et al.* and AAPA fails to teach or suggest at least the switch as recited in claim 8. Therefore, Applicant submits that claim 8 is allowable, and further submits that claims 9, 10 and 12 are allowable as well, at least by virtue of their dependency from claim 8. Applicant respectfully requests that the Patent Office reconsider and withdraw the § 103(a) rejection of claims 8-10 and 12.

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In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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